

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

THOMAS PROCOPPIO &  
RONALD MAURAS

v.

FOREMOST INSURANCE CO.

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CIVIL ACTION

NO. 20-5184

**ORDER**

**AND NOW**, this 22nd day of April, 2021, upon consideration of Defendant Foremost Insurance Company's Motion to Dismiss Count II (Docket No. 3), and all documents filed in connection therewith, and for the reasons stated in the accompanying Memorandum, **IT IS HEREBY ORDERED** that the Motion is **DENIED**.

BY THE COURT:

/s/ John R. Padova  
John R. Padova, J.